

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY JANUARY 22, 2003
AT 7:00 P.M.

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MICHIGAN 48042

PRESENT: JOHN D. BRENNAN, SUPERVISOR
MICHAEL KOEHS, CLERK
MARIE MALBURG, TREASURER
TRUSTEES: JANET DUNN
KENNETH MEERSCHAERT, JR.
DINO F. BUCCI, JR.
CHARLES OLIVER

ABSENT: NONE.

Also in attendance: Larry Dloski, Township Attorney
Jerome R. Schmeiser, Community Planning Consultant
(Additional attendance record on file with Clerk)

Call Meeting to Order

1. Roll Call

Clerk KOEHS called the Roll. All members present.

2. PLEDGE OF ALLEGIANCE

2a. The Michigan Recreation and Parks Association will re-present Mrs. Janet Dunn with her 2002 Community Service Award

Linda Walter, representing the Michigan Recreation and Parks Association. Mrs. Walter presented to the members of the Township Board of Trustees the Community Service Award granted to Mrs. Janet Dunn, Macomb Township Board of Trustees Member.

3. Approval of Agenda Items (with any addendums)

MOTION by DUNN seconded by BUCCI to approve the agenda as amended.

MOTION carried.

4. Approval of Bills

MOTION by OLIVER seconded by DUNN to approve the bills as submitted.

MOTION carried.

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5. Approval of Meeting Minutes

MOTION by OLIVER seconded by MALBURG to approve the January 1, 2003 meeting minutes as submitted.

MOTION carried.

6. Department Monthly Reports
- a. Macomb County Sheriffs Department
 - b. Building Department
 - c. Fire Department
 - d. Water/Sewer Department
 - e. Parks and Recreation Department

MOTION by DUNN seconded by MALBURG to approve the Department Monthly Reports as submitted.

MOTION carried.

7. Public Comments (Non Agenda items only - 3 minute time limit) None.

PUBLIC HEARING:

8. Urban Meadows Subdivision; Street Lighting. Section 36.

Supervisor BRENNAN reviewed the request.

MOTION by OLIVER seconded by KOEHS to approve and adopt the resolution for Urban Meadows Subdivision Street Lighting . This motion is contingent upon that the required fees are paid for this request. The resolution is as follow:

**SAD, Street Lighting Urban Meadows Subdivision
RESOLUTION ORDERING ESTABLISHMENT**

OF STREET LIGHTING DISTRICT

Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on January 22, 2003, at 7:00 P.M., Eastern Standard Time.

PRESENT: John D. Brennan, Michael D. Koehs, Marie E. Malburg, Charles Oliver, Janet Dunn, Kenneth Meerschaert, Jr. Dino Bucci, Jr.

ABSENT: None.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
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AT 7:00 P.M.

The following preamble and resolution were offered by Member OLIVER and supported by Member KOEHS.

WHEREAS, pursuant to 1989 PA 80 (the "Act"), the Township Board is empowered to establish a Special Assessment for the installation and maintenance of street lighting on its motion or upon the submission of petitions as prescribed in the Act; and

WHEREAS, the Township Board has determined that the installation of a street light or lights illuminating street serving lands described in Exhibit "A" is necessary to preserve the public health; and

WHEREAS, the Township Board desires to establish a Special Assessment District obligating the benefited owners to pay for the cost of installation and operation of street lighting; and

WHEREAS, a public hearing for the establishment of a Special Assessment District for street lighting was held coincident with this meeting and was prefaced by published and mailed notice as required by the Act and 1962 PA 162.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN:

1. It is hereby directed that a street light or lights shall be installed at Urban Meadows Subdivision, which will illuminate streets, serving and benefiting the lot(s) and/or parcel(s) of land described in Exhibit "A".
2. A Special Assessment District consisting of the lot(s) and parcel(s) described in Exhibit "A" is hereby established and the cost for installation of said street lights(s) and all future electrical service be levied against the parcel(s) and/or lot(s) so described in direct proportion to the benefit conferred.
3. The initial installation shall equal the sum of \$25,664.80, together with the first annual electrical service charge in the amount of \$7,083.36, the Township's at-large contribution is \$-0-.
4. The Township Board shall hereafter annually determine the amount to be assessed in the district for lighting and shall direct the assessor to levy this amount. The assessment may be made either in a special assessment roll or in a column provided in the regular tax roll. The assessment shall be spread and become due and be collected at the same time as the other Township taxes are assessed, levied and collected and shall be returned in the same manner for nonpayment.

AYES: OLIVER, KOEHS, DUNN, MEERSCHAERT, BUCCI, MALBURG, BRENNAN.

NAYS: NONE.

RESOLUTION DECLARED ADOPTED.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
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AT 7:00 P.M.

Michael D. Koehs
Macomb Township Clerk

SAD, Street Lighting, Urban Meadows Subdivision

EXHIBIT "A"

**LEGAL DESCRIPTION OF
SPECIAL ASSESSMENT LIGHTING DISTRICT**

Part of the Southwest ¼ of Section 36 T.3N. R.13E. Macomb Township, Macomb County, Michigan being more particularly described as follows:

Commencing at the Southwest corner of Section 36, Thence N.88°34'30"E. 1253.50 ft. and N.01°15'00"W. 675.73 ft. in part along the easterly line of Urban Peters Subdivision as recorded in Liber 24 Page 27 Macomb County Records to the point of beginning Thence N.01°15'00"W. 1184.45 ft. in part along the easterly line of Urban Peters Subdivision as recorded in Liber 24 page 27 of Macomb County Records and Drouillard-Johns Subdivision as recorded in Liber 30 Page 5 Macomb County Records; Thence N.88°16'40"E. 1235.75 ft. along the southerly line of Supervisors Plat of Stanton-Hartway Subdivision as recorded in Liber 26 Page 28 of Macomb County Records; Thence S.27°44'00"W. 1369.39 ft. along the westerly Right-of-Way line of Grand Trunk Western Railroad; Thence S.88°34'30"W. 266.90 ft.; Thence N.01°25'30"W. 101.05 ft.; Thence S.66°12'32"W. 193.11 ft.; Thence 117.11 ft. along the arc of a curve to the right (RAD.=300.00 ft.) central angle = 22°21'58", Whose long chord bears S.77°23'31"W. 116.37 ft.; Thence S.88°34'30"W. 12.51 ft. to the point of beginning. Containing 24.43 acres of land and 76 lots numbered 1 thru 76 inclusive, and one park (private)

Pre-Printed Portion of document

Drafted by:

Lawrence W. Dloski

ANTHONY, SEIBERT AND DLOSKI, PLLC

59 N. Walnut, 202 Vicant Building

Mt. Clemens, MI 48043

AFTER RECORDING RETURN TO:

Michael D. Koehs

Macomb Township Clerk

54111 Broughton Road

Macomb, MI 48042

MOTION carried.

9. Country Club Village of the North; Street Lighting. Section 5.

MOTION by DUNN seconded by MALBURG to approve and adopt the resolution for the Country Club Village of the North Subdivision. Located in section 5. This motion is contingent upon that the required fees are paid for this request. The resolution is as follow:

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SAD, Street Lighting Country Club Village of the North Subdivision

RESOLUTION ORDERING ESTABLISHMENT

OF STREET LIGHTING DISTRICT

Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on January 22, 2003, at 7:00 P.M., Eastern Standard Time.

PRESENT: John D. Brennan, Michael D. Koebs, Marie E. Malburg, Charles Oliver, Janet Dunn, Kenneth Meerschaert, Jr. Dino Bucci, Jr.

ABSENT: None.

The following preamble and resolution were offered by Member DUNN and supported by Member MALBURG.

WHEREAS, pursuant to 1989 PA 80 (the "Act"), the Township Board is empowered to establish a Special Assessment for the installation and maintenance of street lighting on its motion or upon the submission of petitions as prescribed in the Act; and

WHEREAS, the Township Board has determined that the installation of a street light or lights illuminating street serving lands described in Exhibit "A" is necessary to preserve the public health; and

WHEREAS, the Township Board desires to establish a Special Assessment District obligating the benefited owners to pay for the cost of installation and operation of street lighting; and

WHEREAS, a public hearing for the establishment of a Special Assessment District for street lighting was held coincident with this meeting and was prefaced by published and mailed notice as required by the Act and 1962 PA 162.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN:

1. It is hereby directed that a street light or lights shall be installed at Country Club Village of the North Subdivision, which will illuminate streets, serving and benefiting the lot(s) and/or parcel(s) of land described in Exhibit "A".
2. A Special Assessment District consisting of the lot(s) and parcel(s) described in Exhibit "A" is hereby established and the cost for installation of said street lights(s) and all future electrical service be levied against the parcel(s) and/or lot(s) so described in direct proportion to the benefit conferred.

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3. The initial installation shall equal the sum of \$68,450.62, together with the first annual electrical service charge in the amount of \$22,828.92, the Township's at-large contribution is \$-0-.
4. The Township Board shall hereafter annually determine the amount to be assessed in the district for lighting and shall direct the assessor to levy this amount. The assessment may be made either in a special assessment roll or in a column provided in the regular tax roll. The assessment shall be spread and become due and be collected at the same time as the other Township taxes are assessed, levied and collected and shall be returned in the same manner for nonpayment.

AYES: DUNN, MALBURG, OLIVER, MEERSCHAERT, BUCCI, KOEHS, BRENNAN.

NAYS: NONE.

RESOLUTION DECLARED ADOPTED.

Michael D. Koehs
Macomb Township Clerk

SAD, Street Lighting, Country Club Village of the North Subdivision

EXHIBIT "A"

LEGAL DESCRIPTION OF

SPECIAL ASSESSMENT LIGHTING DISTRICT

Country Club Village of the North, a part of the NW ¼ of Section 5, T3N, R13E, Macomb Township, Macomb County, Michigan, more particularly described as: Commencing at the Northwest corner of said Section 5; thence S89°30'27"E 61.22 feet along the North line of said Section 5 (26 Mile Road) to the Southwest corner of Section 32, T4N, R13E, Ray Township, Macomb County, Michigan; thence continuing along the North line of said Section 5 (26 Mile Road) S89°21'19"E 2326.86 feet to the point of beginning; thence continuing along said line S89°21'19"E 170.72 feet; thence S00°17'45"E 264.64 feet; thence S89°21'19"E 109.06 feet to a point on the North-South ¼ line of said Section 5; thence S00°17'45"E 2528.48 feet along said line; thence S88°50'25"W 1334.92 feet; thence N00°16'23"W 698.58 feet; thence N89°22'23"W 1330.30 feet to a point on the West line of said Section 5 (Romeo Plank Road); thence along said line N00°22'23"W 325.08 feet; thence S89°22'23"E 700.00 feet; thence N00°22'23"W 175.00 feet; thence S89°22'23"E 631.18 feet; thence N00°16'23"W 886.39 feet; thence S89°21'19"E 754.00 feet; thence S00°16'23"E 50.00 feet; thence S89°21'19"E 300.04 feet; thence N00°16'23"W 800.10 feet to the point of beginning and containing 79.50 acres.

Pre-Printed Portion of document
Drafted by:
Lawrence W. Dloski

AFTER RECORDING RETURN TO:
Michael D. Koehs
Macomb Township Clerk

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ANTHONY, SEIBERT AND DLOSKI, PLLC 54111 Broughton Road
59 N. Walnut, 202 Vicant Building Macomb, MI 48042
Mt. Clemens, MI 48043

MOTION carried.

PLANNING COMMISSION:

10. Tentative Preliminary Plat; Gateway Farms; Located on the west side of Card Road and approximately ½ mile south of 23 Mile Road. Polarity Development, Petitioner. Permanent Parcel No. 08-22-400-034.

Jerome R. Schmeiser, Community Planning Consultant reviewed the request.

Public Portion: None.

Petitioner: Jim Grosser, Polarity Development representative, present.

MOTION by OLIVER seconded by BUCCI to approve the Tentative Preliminary Plat; Gateway Farms; Located on the west side of Card Road and approximately ½ mile south of 23 Mile Road. Polarity Development, Petitioner. Permanent Parcel No. 08-22-400-034. This approval is contingent upon the Planning Consultants recommendations as follows:

1. The petitioner submits evidence to the satisfaction of the Township Engineer that required approvals have been secured from the following agencies in compliance with Sections 17-87 to 17-90 of Chapter 17 of Macomb Township Code of Ordinances, Land Division Regulations:
 - a. Macomb County Road Commission
 - b. Office of Public Works Commission of Macomb County
 - c. Macomb County Health Department
 - d. Macomb County Planning Commission
 - e. Michigan Department of Environmental Quality
 - f. All public utility companies affected
 - g. That a by-pass lane(s) be developed on the abutting major road(s) subject to the approval of the Macomb County Road Commission and the Township Engineer.
2. That the Township Engineer approves all engineering plans for the computed plat.

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3. That the detention area meet the requirements of the Township Engineers and any Special Assessment District (SAD) be approved by the Township Board.
4. Further that the Township Engineer be satisfied that those conditions imposed as part of the tentative plat approval be met.
5. That all lots within the Tentative Preliminary Plat meet the requirements of the Township Zoning Ordinance.
6. Flood Plan Map Amendments and or Requirements. Please be advised that it is the responsibility for the applicant to seek and obtain any map revisions or amendments to the flood plain map as prepared by FEMA, through the Michigan Department of Environmental (MDEQ). Further, MDEQ must review and approve any amendments or map revisions that reflect the lower amendment on the flood plain map prior to the issuance of any building permits.
7. That the petitioner comply with all pertinent codes and ordinances, and guarantee that demission, acreage, figures, and recorded easements in connection with this plat are true and accurate as they provide the basis for this recommendation.
8. That a bond be posted assuring the development of the "Landscape Easement." The bond amount must be determined based upon calculations made from a landscape plan prepared by a registered landscape architect submitted on behalf of the owner and approved by the Township Engineer. The "Landscape Easement" is that area to be labled on the plat as, "The entire common area is subject to a private easement dedicated to the ownership association for landscaping." The bond must be posted with the Macomb Township Treasurer prior to the acceptance of the application for Final Preliminary Plat.
9. That the tentative preliminary approval expires one year from the date of the Township Board approval. It is not the responsibility of Macomb Township to notify the petitioner prior to the expiration date of this approval. Please make note of the above date. Any application for extension must be received by this office prior to the expiration date.
10. All street names be cleared by the Township Supervisor for purposes of continuity prior to preparation of the final plat. That the petitioner submits two (2) copies of the plat to the supervisor's office for addressing. Addressing will be assigned after Final Preliminary Plat approval by the Township Board.

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11. That the petitioner submits two (2) copies of the restrictive covenants that will be recorded with the plat. Said covenants must include an article to prohibit fences over two (2) feet in height within setbacks along public roads. The covenants must be submitted with the application for Final Preliminary Plat.
12. That the Covenants and Restrictions specify special construction techniques for any lots affected by the gas main easements.
13. All sidewalks approaches opposite a sidewalk that extends to the curb must be shown.

For the purpose of this review and recommendation, that the plat in question will be developed in one phase. Please be advised that any revisions to the phasing plan for this plat must be reviewed and approved by the Planning Commission and the Township Board and incorporated into the Tentative Preliminary Plat as a revised Tentative Preliminary Plat.

Upon receipt of the following this office will accept an application for Final Preliminary Plat:

- A letter has been received from the Township Engineer that the engineering plans for this subdivision or the phase(s) in accordance with the approved phasing plan have been approved in accordance with item 1-4 above.
- A bond for the development of the landscape area pursuant to the landscape that is part of this approval.

MOTION carried.

11. Tentative Preliminary Plat; The Rivers Estates No. 1; Located on the south side of 23 Mile Road ¼ mile east of Card Road. Sal-Mar Farm Lmt'd, Petitioner. Permanent Parcel No. 08-23-100-011.

Jerome R. Schmeiser, Community Planning Consultant reviewed the request.

Public Portion: Robert Thomas, New Baltimore resident reviewed the Department of Environmental Quality (DEQ) application. Mr. Thomas held further discussion regarding the history of the wetland areas. Mr. Thomas stated his recommendations of the current proposal. Supervisor BRENNAN held further discussion with Mr. Thomas reviewing the proposal.

Petitioner: Robert Kirk, representative, present.

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MOTION by DUNN seconded by KOEHS to approve the Tentative Preliminary Plat; The Rivers Estates No. 1; Located on the south side of 23 Mile Road ¼ mile east of Card Road. Sal-Mar Farm Lmted, Petitioner. Permanent Parcel No. 08-23-100-011. This motion is contingent upon the Planning Consultants recommendations as follows:

- 1. The petitioner submits evidence to the satisfaction of the Township Engineer that required approvals have been secured from the following agencies in compliance with Sections 17-87 to 17-90 of Chapter 17 of Macomb Township Code of Ordinances, Land Division Regulations:**
 - a. Macomb County Road Commission**
 - b. Office of Public Works Commission of Macomb County**
 - c. Macomb County Health Department**
 - d. Macomb County Planning Commission**
 - e. Michigan Department of Environmental Quality**
 - f. All public utility companies affected**
 - g. That a by-pass lane(s) be developed on the abutting major road(s) subject to the approval of the Macomb County Road Commission and the Township Engineer.**
- 2. That the Township Engineer approves all engineering plans for the computed plat.**
- 3. That the detention area meet the requirements of the Township Engineers and any Special Assessment District (SAD) be approved by the Township Board.**
- 4. Further that the Township Engineer be satisfied that those conditions imposed as part of the tentative plat approval be met.**
- 5. That all lots within the Tentative Preliminary Plat meet the requirements of the Township Zoning Ordinance.**
- 6. Flood Plan Map Amendments and or Requirements. Please be advised that it is the responsibility for the applicant to seek and obtain any map revisions or amendments to the flood plain map as prepared by FEMA, through the Michigan Department of Environmental (MDEQ). Further, MDEQ must review and approve any amendments or map revisions that reflect the lower amendment on the flood plain map prior to the issuance of any building permits.**

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7. That the petitioner comply with all pertinent codes and ordinances, and guarantee that demission, acreage, figures, and recorded easements in connection with this plat are true and accurate as they provide the basis for this recommendation.
8. That a bond be posted assuring the development of the "Landscape Easement." The bond amount must be determined based upon calculations made from a landscape plan prepared by a registered landscape architect submitted on behalf of the owner and approved by the Township Engineer. The "Landscape Easement" is that area to be labled on the plat as, "The entire common area is subject to a private easement dedicated to the ownership association for landscaping." The bond must be posted with the Macomb Township Treasurer prior to the acceptance of the application for Final Preliminary Plat.
9. That the tentative preliminary approval expires one year from the date of the Township Board approval. It is not the responsibility of Macomb Township to notify the petitioner prior to the expiration date of this approval. Please make note of the above date. Any application for extension must be received by this office prior to the expiration date.
10. All street names be cleared by the Township Supervisor for purposes of continuity prior to preparation of the final plat. That the petitioner submits two (2) copies of the plat to the supervisor's office for addressing. Addressing will be assigned after Final Preliminary Plat approval by the Township Board.
11. That the petitioner submits two (2) copies of the restrictive covenants that will be recorded with the plat. Said covenants must include an article to prohibit fences over two (2) feet in height within setbacks along public roads. The covenants must be submitted with the application for Final Preliminary Plat.
12. That the petitioner comply with all Special Land Use requirements.

For the purpose of this review and recommendation that the plat question will be developed in one phase. Please be advised that any revisions to the phasing plan for this plat must be reviewed and approved by the Planning Commission and Township Board and incorporated into the Tentative Preliminary Plat as a revised Tentative Preliminary Plat.

Upon receipt of the following this office will accept an application for Final Preliminary Plat:

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- **A letter has been received from the Township Engineer that the engineering plans for this subdivision or the phase(s) in accordance with the approved phasing plan have been approved in accordance with item 1-4 above.**
- **That a bond for the development of the landscape area pursuant to the landscape that is part of this approval.**
- **A special note must accompany the restrictive covenants to indicate that the article has been included relating to construction techniques for lots affected by the gas easements as per item # 11 above.**

MOTION carried.

12. **Final Preliminary Plat; Brook Run Subdivision; Located approximately 800 feet north of 22 Mile Road and approximately 500 feet east of Romeo Plank Road. GTR builders, Inc. Petitioner. Permanent Parcel No. 08-21-301-004.**

Jerome R. Schmeiser, Community Planning Consultant reviewed the request.

Public Portion: None.

Petitioner: Christopher Cousion, GTR Builders representative present.

MOTION by OLIVER seconded by MALBURG to approve the Final Preliminary Plat; Brook Run Subdivision; Located approximately 800 feet north of 22 Mile Road and approximately 500 feet east of Romeo Plank Road. GTR builders, Inc. Petitioner. Permanent Parcel No. 08-21-301-004. This motion is based upon the Planning Consultants recommendations as follows:

1. **The petitioner submits evidence to the satisfaction of the Township Engineer that required approvals have been secured from the following agencies in compliance with Sections 17-87 to 17-90 of Chapter 17 of Macomb Township Code of Ordinances, Land Division Regulations:**
 - a. **Macomb County Road Commission**
 - b. **Office of Public Works Commission of Macomb County**
 - c. **Macomb County Health Department**
 - d. **Macomb County Planning Commission**
 - e. **Michigan Department of Environmental Quality**
 - f. **All public utility companies affected**
 - g. **That a by-pass lane(s) be developed on the abutting major road(s) subject to the approval of the Macomb County Road Commission and the Township Engineer.**

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2. That the Township Engineer approves all engineering plans for the computed plat.
3. That the detention area meet the requirements of the Township Engineers and any Special Assessment District (SAD) be approved by the Township Board.
4. Further that the Township Engineer be satisfied that those conditions imposed as part of the tentative plat approval be met.
5. That all lots within the Tentative Preliminary Plat meet the requirements of the Township Zoning Ordinance.
6. Flood Plan Map Amendments and or Requirements. Please be advised that it is the responsibility for the applicant to seek and obtain any map revisions or amendments to the flood plain map as prepared by FEMA, through the Michigan Department of Environmental (MDEQ). Further, MDEQ must review and approve any amendments or map revisions that reflect the lower amendment on the flood plain map prior to the issuance of any building permits.
7. That the petitioner comply with all pertinent codes and ordinances, and guarantee that demission, acreage, figures, and recorded easements in connection with this plat are true and accurate as they provide the basis for this recommendation.
8. There is no requirement for a Landscape Easement for this subdivision since the subject property does not abut a major thoroughfare or other land use that would require such an easement. "The entire common area is subject to a private easement dedicated to the ownership association for landscaping" has been completed in accordance with the approved landscape plan, inspection completed to the satisfaction of the Township and the bond posted for the development of this easement released. If the bond has not been released the owner of the subdivision is placed on notice that no building permits may be issued until the landscape easement has been developed in accordance with the approved landscaping plan and the bond released by the Township Board.
9. That the Final Preliminary approval expires two year from the date of the Township Board approval. It is not the responsibility of Macomb Township to notify the petitioner prior to the expiration date of this approval. Please make note of the above date. Any application for extension must be received by this office prior to the expiration date.

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10. All street names be cleared by the Township Supervisor for purposes of continuity prior to preparation of the final plat. That the petitioner submits two (2) copies of the plat to the supervisors office for addressing. Addressing will be assigned after Final Preliminary Plat approval by the Township Board.
11. That the temporary street names posts be installed upon completion of the paving. The posts as indicated by the Fire Department are to be 4"x4" black posts with two inch white letters so that the street can be easily identified during the construction of the plat.
12. That the restrictive covenants that will be recorded as part of this plat, have been approved by the Township Attorney. The "Restrictive Covenants" must be approved by the Township Attorney before an application will be received for Final Plat.
13. That the articles of incorporation for the Homeowners Association for the subdivision have been approved by the Township Attorney. The "Articles of Incorporation" must be approved by the Township Attorney before an application will be received for final plat.
14. That the petitioner find an additional access for a construction road.

Upon receipt of the following this office will accept an application for final plat:

- Letter is received for the Township Engineer verifying that all required State and County approvals have been received in accordance with the State Land Division Act and as itemized in items No. 1-4 above.
- Letter is received from the Township Engineer verifying that all conditions imposed by the State of Michigan Department and Consumer & Industry Services Manufactured Housing and Subdivision Control Division have been incorporated into the proposed Final Plat.
- Verification that the Township Attorney has approved the "Restrictive Covenants" and "Articles of Incorporated" pursuant to items No. 12 and 13 mentioned above.

MOTION carried.

Add-On:

- 12A. Request for Final Plat Approval and authorization to the Township Clerk to sign the Mylar for The Fairways of Macomb; Located north of 23 Mile Road &

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Approximately 1772 feet west of Card Road. John Cavaliere, Petitioner.
Permanent Parcel No. 08-15-401-001.

Jerome R. Schmeiser, Community Planning Consultant reviewed the request.

Public Portion: None.

Petitioner: John Cavaliere and Cecil St. Pierre representatives present.

MOTION by DUNN seconded by KOEHS to approve the request for Final Plat approval and authorization to the Township Clerk to sign the Mylar for the Fairways of Macomb; Located north of 23 Mile Road & approximately 1772 feet west of Card Road. John Cavaliere, Petitioner. Permanent Parcel No. 08-15-401-001. This motion is based upon the Planning Consultants recommendation as follows:

On August 11, 1999, the Township Board of Trustees adopted the policy that “NO building permits will be issued until the Township Clerk receives a true copy of the recorded restrictive covenants as approved by the Township Attorney.” The Township Also adopted a policy that no building permits will be issued until:

- 1. The plat has been approved by the State of Michigan, recorded at the Macomb County Register of Deeds and received by the Township Clerk.**
- 2. All landscape features have been completed in accordance with the approval landscape plan.**
- 3. The developer / owner present evidence that the “Articles of Incorporated” for the homeowners association have been filed with the State of Michigan.**

Building permits may be issued after the receipt of the following:

- 1. Three copies of the complete plat submitted to the Building Official. Copies of the plat must indicate the liber and page numbers recorded by the Macomb County Clerk.**
- 2. One copy of the restrictive covenants as recorded at the Macomb County Register of Deeds.**
- 3. Evidence that the “Articles of Incorporation” for the homeowners association have been filed with the State of Michigan.**

MOTION carried.

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OLD BUSINESS:

13. Extension of Time for Tentative Preliminary Plat; Turnberry Pointe Subdivision.

Supervisor BRENNAN reviewed the request.

MOTION by OLIVER seconded by BUCCI to approve the extension of Time for Tentative Preliminary Plat; Turnberry Pointe Subdivision. Date to expire March 14, 2004.

MOTION carried.

14. Extension of Time for Tentative Preliminary Plat; Golfview Estates Subdivision.

Supervisor BRENNAN reviewed the request.

MOTION by OLIVER seconded by MEERSCHAERT to approve the extension of Time for Tentative Preliminary Plat; Golfview Estates Subdivision. Date to expire January 25, 2004.

MOTION carried.

15. Request for Wall Sign Bond Return; Subway; Located on the northwest corner of 21 Mile Road and Card Road; Located in section 27.

Supervisor BRENNAN reviewed the request.

MOTION by DUNN seconded by MALBURG to approve the request for the Wall Sign Bond Return for Subway; Located on the northwest corner of 21 Mile Road and Card Road. Section 27.

MOTION carried.

16. Release of Model Permit Bond; Evergreen Estates Subdivision. Located in section 16. Lot No. 16; 51200 Ariana Court.

Supervisor BRENNAN reviewed the request.

MOTION by BUCCI seconded by OLIVER to approve the release of Model Permit Bond for Evergreen Estates Subdivision. Address: 51200 Ariana Court (Lot 16).

MOTION carried.

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17. Release of Model Permit Bond; Evergreen Estates Subdivision. Address: 51215 Ariana Court (Lot 18).

Supervisor BRENNAN reviewed the request.

MOTION by MALBURG seconded by KOEHS to approve the release of Model Permit Bond; Evergreen Estates Subdivision. Address: 51215 Ariana Court (Lot 18).

MOTION carried.

18. Release of Model Permit Bond; Edinburgh Estates Subdivision. Located in section 22. Address: 21248 Patterson Drive (Lot 49).

Supervisor BRENNAN reviewed the request.

MOTION by KOEHS seconded by MEERSCHAERT to approve the release of Model Permit Bond; Edinburgh Estates Subdivision. Located in section 22. Address: 21248 Patterson Drive (Lot 49).

MOTION carried.

NEW BUSINESS

19. Request to Schedule a Public Hearing date for Cambridge Commons Subdivision; Street Lighting SAD request. Section 21.

MOTION by OLIVER seconded by MALBURG to approve the Public Hearing date of February 26, 2003 for Cambridge Commons Subdivision; Street Lighting SAD request. Section 21.

MOTION carried.

20. Model Permit Request; Wolverine Trace Subdivision; Located in section 4. John Vesper, Petitioner. For the following Lots: 1, 2, 3, and 44.

Supervisor BRENNAN reviewed the request.

MOTION by OLIVER seconded by DUNN to approve the Model Permits for lots: 1,2,3, and 44 in the Wolverine Trace Subdivision; Located in Section 4. John Vesper, Petitioner.

MOTION carried.

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21. 2003 Annual Hourly Rate Schedule; Spalding & DeDecker Associates, Inc.

Supervisor BRENNAN requested that the item be tabled.

22. Request the Township Engineer to investigate the Sanitary Sewer District Jump; A forty (40) acre parcel east of Heydenreich located on the south side of 23 Mile Road. Part of Permanent Parcel No. 08-22-100-018. AEW Project No. 305-057.

MOTION by KOEHS seconded by MALBURG to approve the request for the Township Engineer to investigate the Sanitary Sewer District Jump; A forty (40) acre parcel east of Heydenreich located on the south side of 23 Mile Road. Part of Permanent Parcel No. 08-22-100-018. AEW Project No. 305-057.

MOTION carried.

Add-On:

- 22a. Township Engineer Request for Payment Certificate No. 3 – Final. Paving Project; Lynnhurst Rd. / Harrellson Rd.

Item was not discussed and removed from the agenda.

BUILDING DEPARTMENT:

23. Request for Mechanical Inspectors to attend MIAM spring conference.

Bob Beckett, Building Department Official reviewed the request.

MOTION by DUNN seconded by KOEHS to approve the request for two (2) Mechanical Inspectors to attend the Mechanical Inspectors Association of Michigan MIAM Spring Conference. Total cost of seven hundred and fifty dollars and 00/100 (\$750.00). The mileage is also included as part of this approval.

MOTION carried.

24. Request for five (5) Building Inspectors to attend BOCM spring conference.

Bob Beckett, Building Department Official reviewed the request.

MOTION by DUNN seconded by MEERSCHAERT to approve the request for five (5) Building Inspectors to attend the Building Officials Conference of Michigan BOCM spring conference. Total cost of two thousand four hundred and seventy three dollars and 00/100 (\$2,473.00). Meals and Mileage are also included as part of this approval.

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MOTION carried.

Add-On:

24a. Request for one (1) Electrical Inspector to attend the Electrical Inspector Training Program.

Bob Beckett, Building Department Official reviewed the request.

MOTION by KOEHS seconded by MEERSCHAERT to approve the request for one (1) Electrical Inspector to attend the Electrical Inspector Training Program. The Mileage is also part of this approval.

MOTION carried.

PARKS AND RECREATION:

25. Request to run the Parks & Recreation Winter Programs.

Salvatore DiCaro, Parks & Recreation Director reviewed the request.

MOTION by OLIVER seconded by DUNN to approve the request to run the Parks & Recreation Winter Programs as submitted.

MOTION carried.

WATER/SEWER DEPARTMENT:

26. Pay Certificate # 11, Macomb Township Civic Center Utilities and Roads, MA 98-37 Diponio Contracting.

David Koss, Water & Sewer Department Superintendent reviewed the request.

MOTION by KOEHS seconded by MALBURG to approve the Pay Certificate # 11, Macomb Township Civic Center Utilities and Roads, MA 98-37 Diponio Contracting. Total Net Certificate of fifteen thousand fifteen dollars and 57/100 (\$15,015.57) as submitted.

MOTION carried.

27. Request to Purchase Portable Radios.

David Koss, Water & Sewer Department Superintendent reviewed the request.

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MOTION by DUNN seconded by KOEHS to approve the request to purchase two (2) Motorola EX500 4w Portable Radios. Total Cost of the purchase with the accessories and three (3) year warranty is one thousand nine hundred and twenty dollars and 00/100 (\$1,923.00) as submitted.

MOTION carried.

28. Authorization of Purchase Requisitions:
I. SLC Meter Service Inc.

David Koss, Water & Sewer Department Superintendent reviewed the request.

MOTION by OLIVER seconded by BUCCI to approve the purchase requisition for the SLC Meter Service Inc. Total cost of seventy four thousand five hundred and twenty eight dollars and 25/100 (\$4,528.25) as submitted.

MOTION carried.

BOARD COMMENTS:

SUPERVISOR COMMENTS:

29. Request to replace vehicle for the Township Assessing Department and disposition of the old vehicle.

Supervisor BRENNAN reviewed the request.

MOTION by DUNN seconded by MEERSCHAERT to approve the request to ratify replacement vehicle number 1G28662T9VM526367 1997 Grand Am with the 2003 Dodge Intrepid 22c model LHDH41 four (4) door. Total cost of thirteen thousand nine hundred and thirty dollars and 00/100 (\$13,930.00). This approval will include the additional fee for the bench seats with a total cost of one hundred and thirty eight dollars and 00/100 (\$138.00) as discussed.

MOTION carried.

Add-On

- 29a. Request to hire Megan Campbell for the Account Clerk Position.

MOTION by DUNN seconded by OLIVER to approve the request to hire Megan Campbell for the Account Clerk Position. This approval is contingent upon that Megan Campbell complete and pass all the required physical tests. Tentative effective starting date January 27, 2003.

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MOTION carried.

Add-On

29b. Request to accept a letter of resignation from a Township employee.

Supervisor BRENNAN reviewed the submitted letter of resignation from Kenneth Meerschaert, Sr. Fire Department Assistant Chief.

MOTION by KOEHS seconded by OLIVER to approve the letter of resignation from Kenneth Meerschaert, Sr. Fire Department Assistant Chief. Effective date of resignation March 31, 2003.

MOTION carried.

Add-On

29c. Re-evaluate the qualification and eligibility requirements of the Macomb Township Fire Department Chief Assistant Position. And after review to alternately begin the search for a qualified replacement.

Supervisor BRENNAN reviewed the request.

MOTION by KOEHS seconded by BUCCI to approve the request to Re-evaluate the qualification and eligibility requirements of the Macomb Township Fire Department Chief Assistant Position. And after review to alternately begin the search for a qualified replacement.

MOTION carried.

CLERK COMMENTS:

Add-On

30a. Request to purchase one (1) Hewlett Packard 4300N Laser Printer for the Clerks Department.

Clerk KOEHS reviewed the request.

MOTION by OLIVER seconded by DUNN to approve the request to purchase one (1) Hewlett Packard 4300N Laser Printer for the Clerks Department. Total cost of one thousand seven hundred and thirty nine dollars and 95/100 (\$1,739.95).

MOTION carried.

Add-On

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- 30b. Request to purchase seven (7) Gateway E-4000 Deluxe Computers for the Township Offices.

Clerk KOEHS reviewed the request.

MOTION by DUNN seconded by MALBURG to approve the request to purchase seven (7) Gateway E-4000 Deluxe Computers for the Township Offices. Total cost of ten thousand four hundred and sixty five dollars and 00/100 (\$10,465.00).

MOTION carried.

Add-On

- 30c. Request to process two hundred (200) copies of the Master Plan serviced by Kinko's.

Clerk KOEHS reviewed the request.

MOTION by OLIVER seconded by DUNN to approve the request to process two hundred (200) copies of the Master Plan serviced by Kinko's. Total cost of eighteen thousand seventy two dollars and 00/100 (\$18,072.00).

MOTION carried.

Add-On

- 30d. Request to authorize the Township Attorney to defend the Frank Gambino vs. Macomb Township case and the Ronald and Patricia Karren et al vs. Macomb Township case.

Clerk KOEHS reviewed the request.

MOTION by DUNN seconded by MLABURG to approve the request to authorize the Township Attorney to defend the Frank Gambino vs. Macomb Township case and the Ronald and Patricia Karren et al vs. Macomb Township case.

MOTION carried.

TREASURER COMMENTS:

Treasurer MALBURG wished in advance Supervisor BRENNAN a Happy Birthday coming up on January 23, 2003.

TRUSTEES COMMENTS:

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Trustee DUNN questioned Supervisor BRENNAN on the status of the Township Hall entrance sign. Supervisor BRENNAN held further discussion with Trustee DUNN regarding the status on the sign.

EXECUTIVE SESSION:

ADJOURNMENT

MOTION by MEERSCHAERT seconded by BUCCI to adjourn the meeting at 7:55 P.M.

MOTION carried.

Respectfully,

John D. Brennan, Supervisor

Michael D. Koehs, Clerk

Gabrielle M. Baker, Recording Secretary
MDK/gmb